

EXHIBIT 1



5X0402
11752749

**Service of Process
Transmittal**

09/13/2021

CT Log Number 540226946

TO: Kris Kwong
Deutsche Bank Ag
60 Wall St Lbby 1, Mail Stop NYC60-3615
New York, NY 10005-2880

RE: Process Served in New York

FOR: Deutsche Bank Trust Company Americas (Domestic State: NY)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Re: JACQUES FUQUA // To: Deutsche Bank Trust Company Americas

DOCUMENT(S) SERVED: --

COURT/AGENCY: None Specified
Case # 2021L005952

NATURE OF ACTION: Personal Injury - Slip/Trip and Fall

ON WHOM PROCESS WAS SERVED: C T Corporation System, New York, NY

DATE AND HOUR OF SERVICE: By Process Server on 09/13/2021 at 13:39

JURISDICTION SERVED : New York

APPEARANCE OR ANSWER DUE: None Specified

ATTORNEY(S) / SENDER(S): None Specified

ACTION ITEMS: CT has retained the current log, Retain Date: 09/13/2021, Expected Purge Date: 09/18/2021

Image SOP

Email Notification, Kris Kwong kris.kwong@db.com

Email Notification, Rosie Collins rosie.collins@db.com

Email Notification, Theresa Julian theresa.julian@db.com

REGISTERED AGENT ADDRESS: C T Corporation System
28 Liberty Street
New York, NY 10005
800-448-5350
MajorAccountTeam1@wolterskluwer.com

The information contained in this Transmittal is provided by CT for quick reference only. It does not constitute a legal opinion, and should not otherwise be relied on, as to the nature of action, the amount of damages, the answer date, or any other information contained in the included documents. The recipient(s) of this form is responsible for reviewing and interpreting the included documents and taking appropriate action, including consulting with its legal and other advisors as necessary. CT disclaims all liability for the information contained in this form, including for any omissions or inaccuracies that may be contained therein.

SEP 14 2021



PROCESS SERVER DELIVERY DETAILS

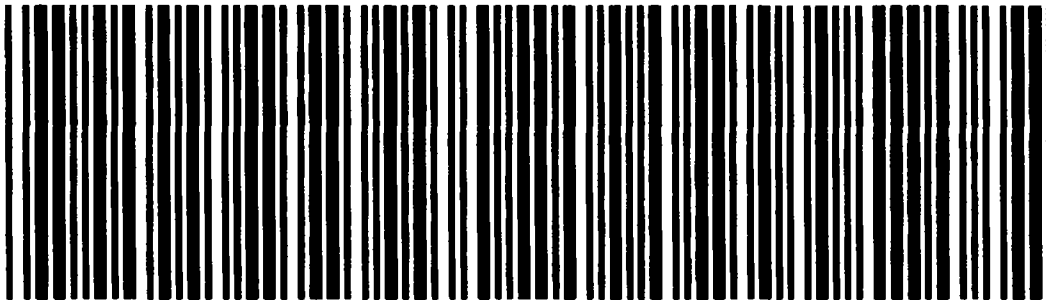
Date: Mon, Sep 13, 2021

Server Name: QIN ZHANG

Entity Served DEUTSCHE BANK TRUST COMPANY AMERICAS

Case Number 2021-L-005952

Jurisdiction NY



FILED DATE: 9/8/2021 6:48 PM 2021L005952

2120 - Served	2121 - Served	2620 - Sec. of State
2220 - Not Served	2221 - Not Served	2621 - Alias Sec of State
2320 - Served By Mail	2321 - Served By Mail	
2420 - Served By Publication	2421 - Served By Publication	
Summons - Alias Summons		(12/01/20) CCG 0001 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Name all Parties

Jacques Fuqua,

Plaintiff(s)

v.

Deutsche Bank Trust Company Americas, etc.

Defendant(s)

Deutsche Bank Trust Company Americas, etc.
 R/A C T Corporation System, 28 Liberty Street
 New York, NY 10005

Address of Defendant(s)

Case No. 2021-L-005952

Please serve as follows (check one): ☐ Certified Mail ☒ Sheriff Service ☐ Alias**SUMMONS**

To each Defendant: Deutsche Bank Trust Company Americas, etc., R/A C T Corporation System,
 28 Liberty Street, New York, NY 10005

You have been named a defendant in the complaint in this case, a copy of which is hereto attached.
 You are summoned and required to file your appearance, in the office of the clerk of this court,
 within 30 days after service of this summons, not counting the day of service. If you fail to do so, a
 judgment by default may be entered against you for the relief asked in the complaint.

THERE WILL BE A FEE TO FILE YOUR APPEARANCE.

To file your written appearance/answer **YOU DO NOT NEED TO COME TO THE
 COURTHOUSE.** You will need: a computer with internet access; an email address; a completed
 Appearance form that can be found at [http://www.illinoiscourts.gov/Forms/approved/procedures/
 appearance.asp](http://www.illinoiscourts.gov/Forms/approved/procedures/appearance.asp); and a credit card to pay any required fees.

Iris Y. Martinez, Clerk of the Circuit Court of Cook County, Illinois
cookcountyclerkofcourt.org

Summons - Alias Summons

(12/01/20) CCG 0001 B

E-filing is now mandatory with limited exemptions. To e-file, you must first create an account with an e-filing service provider. Visit <http://efile.illinoiscourts.gov/service-providers.htm> to learn more and to select a service provider.

If you need additional help or have trouble e-filing, visit <http://www.illinoiscourts.gov/faq/gethelp.asp> or talk with your local circuit clerk's office. If you cannot e-file, you may be able to get an exemption that allows you to file in-person or by mail. Ask your circuit clerk for more information or visit www.illinoislegalaid.org.

If you are unable to pay your court fees, you can apply for a fee waiver. For information about defending yourself in a court case (including filing an appearance or fee waiver), or to apply for free legal help, go to www.illinoislegalaid.org. You can also ask your local circuit clerk's office for a fee waiver application.

Please call or email the appropriate clerk's office location (on Page 3 of this summons) to get your court hearing date AND for information whether your hearing will be held by video conference or by telephone. The Clerk's office is open Mon - Fri, 8:30 am - 4:30 pm, except for court holidays.

NOTE: Your appearance date is NOT a court date. It is the date that you have to file your completed appearance by. You may file your appearance form by e-filing unless you are exempted.

A court date will be set in the future and you will be notified by email (either to the email address that you used to register for e-filing, or that you provided to the clerk's office).

CONTACT THE CLERK'S OFFICE for information regarding **COURT DATES** by visiting our website: cookcountyclerkofcourt.org; download our mobile app from the AppStore or Google play, or contact the appropriate clerk's office location listed on Page 3.

To the officer: (Sheriff Service)

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. This summons may not be served later than thirty (30) days after its date.

9/8/2021 6:48 PM IRIS Y. MARTINEZ

☒ Atty. No.: 41535
☐ Pro Se 99500

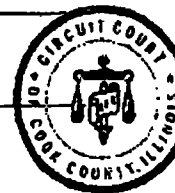
Witness date _____

Name: Benjamin B. Kelly

Atty. for (if applicable):

Plaintiff

IRIS Y. MARTINEZ, Clerk of Court



☐ Service by Certified Mail: _____

Address: 100 N. Riverside Plaza, Suite 2400

☐ Date of Service: _____
 (To be inserted by officer on copy left with employer or other person)

City: Chicago

State: IL Zip: 60606

Telephone: 312-482-8200

Primary Email: bkelly@vrdolyak.com

Iris Y. Martinez, Clerk of the Circuit Court of Cook County, Illinois
cookcountyclerkofcourt.org

GET YOUR COURT DATE BY CALLING IN OR BY EMAIL

CALL OR SEND AN EMAIL MESSAGE to the telephone number or court date email address below for the appropriate division, district or department to request your next court date. Email your case number, or, if you do not have your case number, email the Plaintiff or Defendant's name for civil case types, or the Defendant's name and birthdate for a criminal case.

CHANCERY DIVISION

Court date EMAIL: ChanCourtDate@cookcountycourt.com
Gen. Info: (312) 603-5133

CIVIL DIVISION

Court date EMAIL: CivCourtDate@cookcountycourt.com
Gen. Info: (312) 603-5116

COUNTY DIVISION

Court date EMAIL: CntyCourtDate@cookcountycourt.com
Gen. Info: (312) 603-5710

**DOMESTIC RELATIONS/CHILD SUPPORT
DIVISION**

Court date EMAIL: DRCourtDate@cookcountycourt.com
OR
ChildSupCourtDate@cookcountycourt.com
Gen. Info: (312) 603-6300

DOMESTIC VIOLENCE

Court date EMAIL: DVCourtDate@cookcountycourt.com
Gen. Info: (312) 325-9500

LAW DIVISION

Court date EMAIL: LawCourtDate@cookcountycourt.com
Gen. Info: (312) 603-5426

PROBATE DIVISION

Court date EMAIL: ProbCourtDate@cookcountycourt.com
Gen. Info: (312) 603-6441

ALL SUBURBAN CASE TYPES

DISTRICT 2 - SKOKIE

Court date EMAIL: D2CourtDate@cookcountycourt.com
Gen. Info: (847) 470-7250

DISTRICT 3 - ROLLING MEADOWS

Court date EMAIL: D3CourtDate@cookcountycourt.com
Gen. Info: (847) 818-3000

DISTRICT 4 - MAYWOOD

Court date EMAIL: D4CourtDate@cookcountycourt.com
Gen. Info: (708) 865-6040

DISTRICT 5 - BRIDGEVIEW

Court date EMAIL: D5CourtDate@cookcountycourt.com
Gen. Info: (708) 974-6500

DISTRICT 6 - MARKHAM

Court date EMAIL: D6CourtDate@cookcountycourt.com
Gen. Info: (708) 232-4551

FILED DATE: 6/9/2021 4:45 PM 2021L005952

Civil Action Cover Sheet - Case Initiation

(12/01/20) CCL 0520

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION**

JACQUES FUQUA,

v.

DEUTSCHE BANK TRUST COMPANY AMERICAS, etc.

No. 2021L005952

CIVIL ACTION COVER SHEET - CASE INITIATION

A Civil Action Cover Sheet - Case Initiation shall be filed with the complaint in all civil actions. The information contained herein is for administrative purposes only and cannot be introduced into evidence. Please check the box in front of the appropriate case type which best characterizes your action. Only one (1) case type may be checked with this cover sheet.

Jury Demand ☐ Yes ☒ No**PERSONAL INJURY/WRONGFUL DEATH****CASE TYPES:**

- ☐ 027 Motor Vehicle
☐ 040 Medical Malpractice
☐ 047 Asbestos
☐ 048 Dram Shop
☐ 049 Product Liability
☐ 051 Construction Injuries
 (including Structural Work Act, Road
 Construction Injuries Act and negligence)
☐ 052 Railroad/FELA
☐ 053 Pediatric Lead Exposure
☐ 061 Other Personal Injury/Wrongful Death
☐ 063 Intentional Tort
☐ 064 Miscellaneous Statutory Action
 (Please Specify Below**)
☒ 065 Premises Liability
☐ 078 Fen-phen/Redux Litigation
☐ 199 Silicone Implant

TAX & MISCELLANEOUS REMEDIES**CASE TYPES:**

- ☐ 007 Confessions of Judgment
☐ 008 Replevin
☐ 009 Tax
☐ 015 Condemnation
☐ 017 Detinue
☐ 029 Unemployment Compensation
☐ 031 Foreign Transcript
☐ 036 Administrative Review Action
☐ 085 Petition to Register Foreign Judgment
☐ 099 All Other Extraordinary Remedies

By: Benjamin B. Kelly

(Attorney)

(Pro Se)

FILED

6/9/2021 4:45 PM

IRIS Y. MARTINEZ

CIRCUIT CLERK

COOK COUNTY, IL

13631067

(FILE STAMP)

COMMERCIAL LITIGATION**CASE TYPES:**

- ☐ 002 Breach of Contract
☐ 070 Professional Malpractice
 (other than legal or medical)
☐ 071 Fraud (other than legal or medical)
☐ 072 Consumer Fraud
☐ 073 Breach of Warranty
☐ 074 Statutory Action
 (Please specify below.**)
☐ 075 Other Commercial Litigation
 (Please specify below.**)
☐ 076 Retaliatory Discharge

OTHER ACTIONS**CASE TYPES:**

- ☐ 062 Property Damage
☐ 066 Legal Malpractice
☐ 077 Libel/Slander
☐ 079 Petition for Qualified Orders
☐ 084 Petition to Issue Subpoena
☐ 100 Petition for Discovery

..

Primary Email: bkelly@vrdolyak.com

Secondary Email: cstuber@vrdolyak.com

Tertiary Email:

Pro Se Only: ☐ I have read and agree to the terms of the Clerk's Office Electronic Notice Policy and choose to opt in to electronic notice form the Clerk's Office for this case at this email address:

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED
6/9/2021 4:45 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL

15609PI: BBK:cac

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION**

JACQUES FUQUA,)	
	)	No.: 2021L005952
Plaintiff,)	
	)	Amount: In Excess of FIFTY
v.	)	THOUSAND (\$50,000.00) DOLLARS
	)	Plus Cost of Suit
DEUTSCHE BANK TRUST COMPANY)	
AMERICAS, THE REGISTERED	)	Return Date:
HOLDERS OF SAXON ASSET)	
SECURITIES TRUST 2004-2)	
MORTGAGE LOAN ASSET BACKED)	
NOTES, SERIES 2004-2,)	
)	
Defendant.)	

COMPLAINT AT LAW

NOW COMES the Plaintiff, JACQUES FUQUA, by and through his attorneys, THE VRDOLYAK LAW GROUP, LLC, and complaining of the Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, states as follows:

COUNT I – JACQUES FUQUA v. DEUTSCHE BANK TRUST COMPANY AMERICAS

1. That on or about November 5, 2020, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, did own, operate, manage, and control a certain piece of property located at 17341 South California Avenue, Hazel Crest, Illinois (hereinafter "premises").

60 K22

if

FILED DATE: 6/9/2021 4:45 PM 2021L005952

2. That on November 5, 2020, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, made said premises available to the general public, and said premises were, in fact, used by the general public.

3. That on November 5, 2020, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, invited and allowed Plaintiff JACQUES FUQUA to enter upon said premises and Plaintiff JACQUES FUQUA was, in fact, lawfully upon said premises.

4. That at the aforesaid time and place, and at all relevant times herein, Plaintiff JACQUES FUQUA was an intended and permitted user of said premises owned by Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2.

5. That at all relevant times herein, Plaintiff JACQUES FUQUA was in the exercise of all due care and caution for his own safety and the safety of others, that care being commensurate with his age, intellect, and mental capacity and with the physical circumstances existent at such time.

6. At the aforesaid time and place, the Plaintiff was then and there lawfully upon said premises when he fell and injured himself due to the presence of an unreasonably dangerous condition on the premises.

FILED DATE: 6/9/2021 4:45 PM 2021L005952

7. Plaintiff suffered injuries due to a defective condition upon the premises thereon consequential to the negligence of Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2 to wit: an uncovered crawl space just inside the rear door, into which plaintiff fell.

8. That the aforesaid unreasonably dangerous condition was present at said premises consequential to the negligence of Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2 as hereinafter set forth.

9. That the aforesaid unreasonably dangerous condition was not open and obvious to Plaintiff, who was then and there in exercise of due care and caution.

10. That at the aforesaid time and place, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, had actual or constructive notice of the existence of the aforesaid unreasonably dangerous condition.

11. That at the aforesaid time and place, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2 had either actual or constructive notice that its failure to either remedy or remove the aforesaid unreasonably dangerous condition resulted in high probability that others lawfully upon said premises would suffer serious physical harm as a result of the aforesaid unreasonably dangerous condition.

FILED DATE: 6/9/2021 4:45 PM 2021L005952

12. That at the aforesaid time and place, and at all relevant times herein, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, owed a duty to Plaintiff JACQUES FUQUA, and to the public generally, to refrain from negligent conduct which would endanger the safety of Plaintiff JACQUES FUQUA, and to exercise reasonable care in the remedy, repair, and maintenance of said premises to guard against foreseeable injuries to third parties and to maintain its property in reasonably safe condition.


13. That at the aforesaid time and place, Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, negligently breached its duty to Plaintiff JACQUES FUQUA, by acting with disregard for her safety, through one or more of the following acts and/or omissions:

- (a) permitted and allowed the aforesaid unreasonably dangerous condition at said premises to be and remain in an unreasonably dangerous condition;
- (b) failed to remedy or remove the aforesaid unreasonably dangerous condition at said premises;
- (c) failed to adequately maintain said premises;
- (d) maintained said premises in an open, defective condition for an unreasonable length of time;
- (e) caused and created and/or allowed the aforesaid unreasonably dangerous condition to remain at said premises through Defendant's negligence;
- (f) failed to warn Plaintiff of the aforesaid unreasonably dangerous condition of said premises; and
- (g) failed to provide accessible means of entrance for persons with disabilities, such as Plaintiff.

FILED DATE: 6/9/2021 4:45 PM 2021L005952

14. That as proximate result of one or more of the aforesaid acts and/or omissions of Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, Plaintiff JACQUES FUQUA suffered injuries and damages of a personal, pecuniary, and permanent nature.

WHEREFORE, Plaintiff JACQUES FUQUA demands judgment against Defendant DEUTSCHE BANK TRUST COMPANY AMERICAS, THE REGISTERED HOLDERS OF SAXON ASSET SECURITIES TRUST 2004-2 MORTGAGE LOAN ASSET BACKED NOTES, SERIES 2004-2, for a sum exceeding FIFTY THOUSAND DOLLARS (\$50,000.00) plus costs of suit.



Attorney for Plaintiff

THE VRDOLYAK LAW GROUP, LLC #41535
By: Benjamin B. Kelly
Attorney for Plaintiff
100 N. Riverside Plaza, Suite 2400
Chicago, IL 60606
(312) 482-8200
bkelly@vrdolyak.com
cstuber@vrdolyak.com

FILED
6/9/2021 4:45 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL

15609PI: BBK:cac

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION**

JACQUES FUQUA,)	
	)	No.: 2021L005952
Plaintiff,)	
	)	Amount: In Excess of FIFTY
v.	)	THOUSAND (\$50,000.00) DOLLARS
	)	Plus Cost of Suit
DEUTSCHE BANK TRUST COMPANY)	
AMERICAS, THE REGISTERED	)	Return Date:
HOLDERS OF SAXON ASSET)	
SECURITIES TRUST 2004-2)	
MORTGAGE LOAN ASSET BACKED)	
NOTES, SERIES 2004-2,)	
)	
Defendant.)	

AFFIDAVIT PURSUANT TO RULE 222(b)

I, Benjamin Kelly, attorney for Plaintiff, JACQUES FUQUA, state that the damages sought in this matter are greater than FIFTY THOUSAND DOLLARS (\$50,000.00).

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth herein are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.



Attorney for Plaintiff

THE VRDOLYAK LAW GROUP, LLC #41535
By: Benjamin B. Kelly
Attorney for Plaintiff
100 N. Riverside Plaza, Suite 2400
Chicago, IL 60606
(312) 482-8200
bkelly@vrdolyak.com
cstuber@vrdolyak.com

ORIGIN ID: DTHA (714) 247-6259
MAGED GHATTAS
DEUTSCHE BANK NATIONAL TRUST COMPAN
1761 E. SANDY ANDREW PL

SHIP DATE: 15SEP21
ACTWGT: 1.00 LB
CAD 100014400WSX12900
DIMS: 13x1x10 IN
BILL SENDER

SANTA ANA, CA 92705
UNITED STATES US

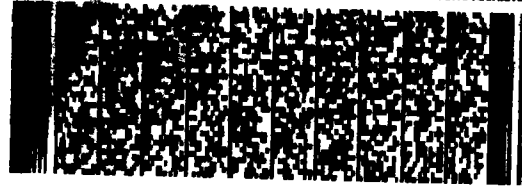
TO LEGAL DEPT
P/M MORTGAGE
1001 WORTHINGTON RD #100

WEST PALM BEACH FL 33409

(800) 888-2536
REF: 888-2536
SHIP REF: 888-2536

REF:

DEPT: CC:6432511751



58D3160A/FE1A

Extremely Urgent

TRACK
0201

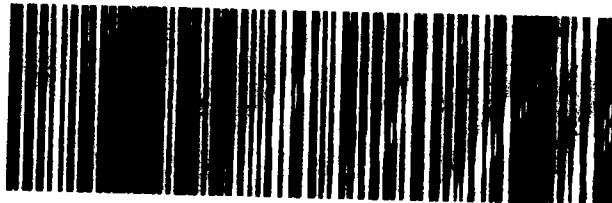
2837 2907 4399

THU - 16 SEP 10:30A
PRIORITY OVERNIGHT

XH PBIA

33409

FL-US PBI



Express

for details see our privacy policy

171604 8/18 BP